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**SMART & BIGGAR**  
*Intellectual Property & Technology Law*

To Fax no.: (571) 273-8300  
Page 1 of: 2  
Attention: **MAILSTOP AF**  
Examiner Pierre Louis Desir -  
Group Art Unit 2617  
From: SMART & BIGGAR  
Your file no.: 10/682,090  
Reply to Ottawa file no.: 77682-211

P.O. Box 2999, Station D  
55 Metcalfe Street, Suite 900  
Ottawa, Canada K1P 5Y6

Tel.: (613) 232-2486  
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Date: December 6, 2006  
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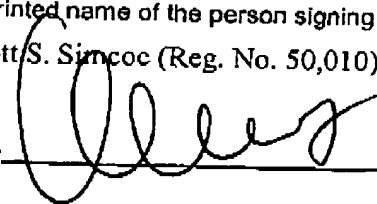
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**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Large Entity)**

Docket No.  
77682-211 /slr

In Re Application Of: **ADRIAN DAVID SMITH, ET AL**

Application No. 10/682,090	Filing Date October 10, 2003	Examiner Pierre Louis Desir	Customer No. 07380	Group Art Unit 2617	Confirmation No. 9202
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Invention: **SYSTEM AND METHOD OF OPERATION OF AN ARRAY ANTENNA IN A DISTRIBUTED WIRELESS COMMUNICATION NETWORK**

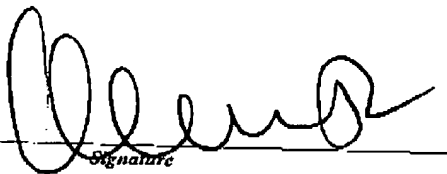
COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated **September 19, 2006** finally rejecting Claim(s) 1-35

The fee for this Notice of Appeal is: **\$500.00**

- ☐ A check in the amount of the fee is enclosed.
- ☒ The Director has already been authorized to charge fees in this application to a Deposit Account.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **19-2550**
- ☐ Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

  
Signature

Dated: **December 6, 2006**

**Elliott S. Simcoe**  
Reg. No. 50,010

12/08/2006 AWONDAF1 00000085 192550 10682090

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